

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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CINDY L. LIBENGOOD, Special  
Administrator of the Estate of RALPH L.  
LIBENGOOD, Deceased

Case No. 8:07CV444

Plaintiff

**ORDER**

FORTIS HEALTH INSURANCE  
COMPANY, and JOHN ALDEN LIFE  
INSURANCE COMPANY

Defendants

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This matter is before the Court upon the parties' stipulation for dismissal with prejudice. Upon being informed in the premises, the Court finds that that stipulation should be granted and the case dismissed.

WHEREFORE, IT IS ORDERED that this action should be and hereby is dismissed with prejudice, each party to bear their own costs and attorney fees.

Dated this 28<sup>th</sup> day of December, 2009.

BY THE COURT:

**s/ Joseph F. Bataillon**  
Chief District Judge